Case 1:07-cv-06999-DLC Document 25-8 Filed 03/25/2008 Page 1 of 19

EXHIBIT T

Case 1:07-cv-06999-DLC Document 25-8 Filed 03/25/2008 Page 2 of 19 10 55 57 a m 07-31-2007 2/4 B & M Linen Corp 1:49 PM Employee Contact List 2-18-07 2-22-07 **Employee** Adalgiza Rodriguez Aissa Djiteye Alma R. Munoz Ambiorix Checo Ana Benitez Ana Martinez Andrea Cansino Andrema Michel Angel Lacen Angela Franco Angela Payero Antonia Hernandez Antonio Rodriges Banny Ramos Barbarin Alcantara Rijo Braulio A. Leon Carla Hernandez Carlos A. Vasquez Carmen D. Rodriguez Catalina Dominguez Chalin Rivera Christian X. Castillo Claudia Alvarez Clelie Orisme Clermelie Jourdain Deyade Djabakatie Dionicia Hernandez Dulce Silva Edgar Flores Eduardo Rosado Edwin Ortiz Elena Mendelevich 廴 Eliecer Lacen Eliseo Tomas Elvis A. Gotoy Epifania Augustin Epifania G. De Acosta Esther Benitez **Everton Young** Fable Toure Felix A. Solano Francis Fernandez Francisco Pena Francisco Rivera Gabriela Martinez x Edgar Conzalez S x Antonio Gonzalez.

Page 1 of 3

3 /4

B & M Linen Corp **Employee Contact List**

Employee		
Geoffery G. Pitter		
	46	
Gladys E. Perez	of ady Yen.	
Gracia Blyden	vs Dravia Bly len	
Ilsa S. Giron	49 7/545 68NBD	
inza Cisse	SO JENEA, CISSE	
Isabel M. Amaro	51 babel M. Amaro	
Isabel Viclea	Sul Subject Victor A	
Jaqoeline Perez	Traceline Perez R	
Jaquelina Rodriguez	A JA- gueline Kenti guez.	
Jilomena Hernandez	55 Jalondra Hornande	
Jose Julio Alverez	SH MAR Olivais	
Jose L Perez	57 0	
Jose Lopez	51	\square
Jose Maldonado	59 Jan Somet	
Jose Torres	60 Parl	
Juana Gavilan	of Samuels.	
Julio A. Serrano	a Guyo Singano	\Box
Leo Nunez	(3) Reo 7, 1, 100	Ш
Leonel Cabrera	El Farel Chile	$oxed{oxed}$
Lourdes Nunez Luis Robledo	6 Founds White	Ш
	B. 200	Ш
Luz Escono	1) The Escare	Ш
Maria Garcia	" Halia Garcia	Ш
Mariela Pesado Maritza Cordoba	10 Mariela Roado	Ц
	2 NUMA 1 M (741) 0 CO 700090	Ш
Marquis Mangrum Marvin Brown	The state of the s	Ш
Miguel A. Velez	2 Marin Broad	
Miguel E. Figueroa	13 Moul Ocies	<u> </u>
Milagros G. DeFelipe	74 MKGCL	1
Miriam Zaldivar	A Minion Fall	20
Mirian Bravo		1
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Modesta DeMedina	Som of the soft	
Nancy Maisonave	Wilder Comment	-
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Osvaldo Torres	AND TODES	4
Petra Rueda	" COLOR COLO	4
Ramay Narimanov	90 110	-
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1:49 PM 02/19/07

B & M Linen Corp Employee Contact List

	I	Employee		
	Τ	Remedios Aguilar	HI	
	T	Rocio Castelan	92	a Radia Conteko
		Rodhames Santiago	92	Kathane Salisa
	Τ	Rodrigo Vaquero	74	Knowigo Carreno
Г	Γ	Roman Francisco	75	Frankley soman T
	Γ	Rosa Rivera	79	LROMA DX//Tha
		Ruben Martell	97	Matth.
	1	Sabino Medina	98	Laston for
		Sabino Palacios	99	Jubino (Aprilo)
Γ		Santos Mejia -	(\$0	ASSAT & MARTINE
		Silvia Noralez	104	Stora Norales
Г		Simon Mendelevich	182	Chex-
		Simonis Abraham	183	· >UNUX
		Sujeily Cruz	(6)	Sincelly cup
	,	Susana Dias	105	SUSana Diaz
		Teresa Martinez	ni	the Dar Matines
		Victor Alcantara	(57)	
		Violeta Guzman	105	
		William Heredia		William Helled !
		Yacouba Adedauba	10	AAL .
		Yokaira L. Leon	nt,	Grauli A. Gori
		Yosepat Garcia	112	July 18 18 18 18 18 18 18 18 18 18 18 18 18
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Page 3 of 3

Case 1:07-cv-06999-DLC Document 25-8 Filed 03/25/2008 Page 5 of 19

EXHIBIT U



Jeffrey Warbet Senior Vice President

730 Broadway New York, NY 10003-9511 P: 212 780 4118 F: 212 387 0710 jwarbet@amalgamatedlife.com www.amalgamatedlife.com

August 9, 2007

VIA FACSIMILE AND CERTIFIED MAIL - RETURN RECIPT REQUESTED

Miron Markus B & M Linen Corp. d/b/a Miron & Sons 220 Coster Street Bronx, New York, 10451

Re: Contributions Owing to Trustees of the Laundry, Dry Cleaning Workers and Allied Industries Health Fund, UNITE HERE! and the Trustees of the Laundry, Dry Cleaning Workers and Allied Industries Retirement Fund, UNITE HERE

Dear Mr. Markus:

I am writing on behalf of the Trustees of the Laundry, Dry Cleaning Workers and Allied Industries Health Fund, UNITE HERE! and the Trustees of the Laundry, Dry Cleaning Workers and Allied Industries Retirement Fund, UNITE HERE! ("the Funds").

The Laundry, Dry Cleaning Workers and Allied Industries Joint Board UNITE HERE ("the Union") has provided the Funds with the enclosed list of employees in the employ of B & M Linen Corp. d/b/a Miron & Sons ("the Employer") for the period February 18, 2007 through February 22, 2007. We have discovered that the Employer has failed to remit the required contributions for these employees for the period of March 19, 2004, the date of the last audit, through and including June 30, 2007. Consequently, the Employer owes benefit fund contributions, plus interest, to the Funds for each of these employees.

Enclosed is an invoice for contributions owing to the Funds for these imployees from March 19, 2004 through June 30, 2007. Please immediately remit a



Miron Marcus B & M Linen Corp. d/b/a Miron & Sons August 9, 2007 Page 2

check payable to the Funds in the amount of \$637,638.23 to the following address:

Laundry, Dry Cleaning Workers and Allied Industries Health Fund, UNITE HERE! P.O. Box 1436 New York, New York 10116.

Please be advised if the Employer fails to remit the total amount due for contributions referenced in the invoice within ten (10) calendar days of the date of this letter or permit the Funds access to the Employer for an audit of the Employer's books and records, the Funds will take all necessary legal action to collect all monies due to the Funds. Please be further advised that should legal action become necessary, the Employer will be liable for the full amount of the unpaid contributions, interest thereon, plus liquidated damages in an amount equal to the greater of the interest on the unpaid contributions or 20% of the amount of the unpaid contributions, and attorneys' fees and other costs, as mandated by ERISA Section 502, the Funds' Rules and Regulations, and the Collective Bargaining Agreement. The Funds also may apply for a Court-ordered injunction against the Employer under ERISA for repeated failure to satisfy delinquent contributions owing to the Funds.

We look forward to a prompt resolution of this matter. If you have any questions. please call me at the above telephone number.

Very truly yours.

Enclosures

c(w/enclosures): Wilfredo Larancuent Rose Magallie Maitre Mark Brossman, Esq.

Joshua Zuckerberg, Esq. (via facsimile and mail)

B&M LINEN CORP. - EMPLOYEE LIST

Ambiorix Checo

Ana Martinez

Andrea Cansino

Angel Lacen

Angela Payero

Antonio Gonzalez

Antonio Rodriges

Banny Ramos

Barbarin Alcantara Rijo

Braulio A. Leon

Carla Hernandez

Carlos A. Vasquez

Catalina Dominguez

Chalin Rivera

Christian X. Castillo

Clermelie Jourdain

Deyade Djabakatie

Dulce Silva

Edgar Flores

Edgar Gonzalez

Eduardo Rosado

Edwin Ortiz

Elena Mendelevich

Ellecer Lacen

Eliseo Tomas

Elvis A. Gotoy

Epifania G. De Acosta

Esther Benitez

Everton Young

Fabie Toure

Felix A. Solano

Francisco Rivera

Geoffrey G. Pitter

Ilsa S. Giron

Inza Cisse

Isabel Viclea

Jaquelina Rodriguez

Jilomena Hernandez

'se L. Perez

Jose Maldonado

Jose Torres

Juana Gavilan

Julio A. Serrano

Leo Nunez

Lourdes Nunez

Luis Robeldo

Luz Escono

Maria Garcia

Mariela Pesado

Marvin Brown

Miguel A. Velez

Milagros G. DeFelipe

Miriam Zaldivar

Modesta DeMedina

Nancy Silva

Narcisa De Genao

Nelson Noriega III

√igson Norales

Norma A. Murillo

Ofelia Reyes

Osvaldo Torres

Petra Rueda

Rodhames Santiago

Roman Francisco

Rosa Rivera

Ruben Martell

Sabino Medina

Sabino Palacios

Santos Mejia

Silvia Noralez

Simon Mendelevich

Simonis Abraham

Sujeily Cruz

Teresa Martinez

Victor Alcantara

Violeta Guzman

Yacouba Adedauba

Yokaira L. Leon

Yosepat Garcia



730 Broadwa New York, NY 10003-951 212-539-530 fax: 212-844-779

INVOICE

August 6, 2007

Mr. Miron Markus
B & M Linen Corp. d/b/a Miron & Sons
220 Coster Street
Bronx, New York 10451

Non – Reported Payroll

Period: March 19, 2004 through and including June 30, 2007

AMOUNT DUE: \$ 637,638.23

Make Check Payable To: Laundry, Dry Cleaning Workers and Allied Industries Health Fund, UNITE HERE FO Box 1436 New York, New York 10116



730 Broadway New York, NY 10003

Fax Cover Sheet

DATE: AUGUST 9, 2007

TO: JOSHUA ZUCKERBERG, ESQ. PHONE:

FAX: 212-798-6379

FROM: JEFFREY WARBET PHONE: 212-539-5300

FAX: 212-387-0710

RE:

CC:

Number of pages including cover sheet: Message: \wp

Case 1:07-cv-06999-DLC Document 25-8 Filed 03/25/2008 Page 12 of 19

** TX STATUS REPORT **

AS OF AUG 09 2007 14:24 PAGE.01

AMALGAMATED LIFE

DATE TIME TO/FROM MODE MIN/SEC PGS JOB# STATUS 32 08/09 14:22 Pryor Cashman Fax EC--S 01'37" 006 OK



730 Broadway New York, NY 10003

Fax Cover Sheet

DATE:

AUGUST 9, 2007

TO:

MIRON MARCUS

PHONE:

FAX:

718-585-3388

FROM:

JEFFREY WARBET

PHONE: 212-539-5300

FAX:

212-387-0710

RE:

CC:

Number of pages including cover sheet: Message: 6

Case 1:07-cv-06999-DLC Document 25-8 Filed 03/25/2008 Page 14 of 19

** TX STATUS REPORT **

AS OF AUG 09 2007 14:26 PAGE.01

AMALGAMATED LIFE

DATE TIME 08/09 14:25

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TO/FROM

MODE

MIN/SEC

PGS

JOB# STATUS

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EXHIBIT V

KENNEDY, JENNIK & MURRAY, P.C.

ATTORNEYS AT LAW

113 UNIVERSITY PLACE NEW YORK, NEW YORK 10003 (212) 358-1500

FACSIMILE (212) 358-0207

CE (212/300-0

ELIZABETH M. PILECKI (NJ, MA)
RACHEL A. KIRTNER (OR)
WILLIAM G. SCHIMMEL (IL, MI, NJ)
BERNHARD W. ROHRBACHER (CA ONLY)
OMAR A. JOSEPH (MA, D.C.)
CHRISTOPHER G. GANT (NJ ONLY)

بهط الاب بدائد بهايخ خرط

October 1, 2007

By Fax and Regular Mail

THOMAS M. KEINNEDY

THOMAS M. MURRAY

SUSAN M. JENINIK

OF COUNSEL:

LARRY MAGARIK

Joshua Zuckerberg Pryor Cashman Sherman & Flynn LLP 410 Park Avenue, 10th Floor New York, NY 10022

Re:

Laundry, Dry Cleaning Workers and Allied Industries
Funds, UNITE HERE! – and – B&M Linen Corp. d/b/a/
Miron & Sons Linen Supply a/k/a Miron & Sons Linen, Inc.
(Audit Demand)

Dear Mr. Zuckerberg:

I write as counsel to the Laundry, Dry Cleaning Workers and Allied Industries Funds, UNITE HERE! ("the Funds") in the above-referenced matter. By letter dated September 13, 2007, David C. Sapp of UNITE HERE Fund Administrators wrote to you "to confirm B&M Linen Corp. d/b/a/ Miron & Sons Linen Supply a/k/a Miron & Sons Linen, Inc.'s ("the employer") agreement to comply with the requirements of ERISA and the Agreement and Declarations of the Funds . . . by scheduling the Fund's audit of the employer's books and records." It is my understanding that said agreement was never confirmed. By the same letter, Mr. Sapp advised you that "the Fund's auditors are available to commence the audit at the employer's premises beginning on any weekday after September 17, 2007 but no later than September 28, 2007" and asked you to "[p]lease call us as soon as possible to schedule a date certain on which the Funds' auditors may have access to the employer to commence the . . . audit." It is my understanding that no date certain was ever scheduled to commence the audit and that no audit was ever conducted.

The purpose of this letter is to advise you that the Fund's auditors are available to commence the audit at the employer's premises on any weekday after October 8, 2007, but in no event later than October 19, 2007, on the terms and conditions outlined in Mr. Sapp's letter to you dated September 13, 2007, including the period to be covered and the documents to be made available, and to request that you call me as soon as possible, but in no event later than the close

KENNEDY, JENNIK & MURRAY, P.C.

ATTORNEYS AT LAW

October 1, 2007 Page 2

of business on Friday, October 5, 2007, at 5:00 p.m., to schedule a date certain on which the Fund's auditors may have access to the employer's premises to conduct the audit.

In the event that I do not hear from you by the date and time specified, or that the Fund's auditors are not given access to the employer's premises to conduct the audit during the two week period specified, the Funds are prepared, and in any event reserve the right to, proceed to arbitration in this matter based on their estimates of covered employees of the employer from April 1, 2004 through the present and at any given point in time during that period.

Very truly yours,

Bernhard Rohrbacher

enc.

EXHIBIT W

KENNEDY, JENNIK & MURRAY

ATTORNEYS AT LAW

113 UNIVERSITY PLACE NEW YORK, NEW YORK 10003 THOMAS M. KENNEDY (212) 358-1500 SUSAN M. JENNIK * * * THOMAS M. MURRAY OF COUNSEL:

FACSIMILE (212) 358-0207

ELIZABETH M. PILECKI (NJ, MA) RACHEL A. KIRTNER (OR) OMAR A: JOSEPH (MA, D.C.) CHRISTOPHER G. GANT (NJ ONLY) WILLIAM G. SCHIMMEL (IL, MI, NJ) BERNHARD W. ROHRBACHER (CA ONLY)

October 4, 2007

By Fax and Regular Mail

LARRY MAGARIK

Joshua Zuckerberg Pryor Cashman Sherman & Flynn LLP 410 Park Avenue, 10th Floor New York, NY 10022

Re:

Laundry, Dry Cleaning Workers and Allied Industries Funds, UNITE HERE! - and - B&M Linen Corp. d/b/a Miron & Sons Linen Supply a/k/a Morin & Sons Linen, Inc.

(Audit Demand)

Dear Mr. Zuckerberg:

This letter confirms our telephonic agreement that the Funds' auditors will commence the audit of the Employer's books and records on Tuesday, October 16, 2007, at the Employer's premises. Such audit will be conducted upon the terms and conditions outlined in the letter by David C. Sapp to you dated September 13, 2007, including the period to be covered and the documents to be made available, and will continue daily until its conclusion.

Very truly yours,

Bernhard Rohrbacher

cc: Thomas M. Kennedy, Esq. Jeffrey Warbet David C. Sapp Wilfredo N. Larancuent